

PATENT
Attorney Docket: 054163-5001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application: Stephen A. JOBLING et al.

Application No. 09/297,703

Group Art Unit: 1638

Filed: July 19, 1999

Examiner: Anne Kubelik

For: NUCLEIC ACIDS FROM CASSAVA ENCODING STARCH BRANCH ENZYME II
(SBEII) AND THEIR USE (as amended)

MAIL STOP RCE

U.S. Patent and Trademark Office
Arlington, VA 22202

Sir:

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the
above-identified application.

1. Submission required under 37 C.F.R. § 1.114

- ☒ Enclosed:
☒ Amendment And Response

2. Fees Calculation

a. RCE Fee required under 37 C.F.R. § 1.17(e)

☒ \$750.00

b. Additional Claims

| CLAIMS AS AMENDED | | | | | | |
|--|---|-------|--------------------------------|------------------|---------------|------------|
| | Claims Remaining After Amendment | | Highest No. Previously Paid | Present Extra | at Rate of | Total Fees |
| Total Claims (37 C.F.R. §1.16(c)) | 18 | minus | 79 | 0 | x \$18 each = | |
| Independent Claims (37 C.F.R. §1.16(b)) | 4 | minus | 6 | 0 | x \$84 each = | |
| TOTAL FEE = | | | | | | |

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c. Extension of Time

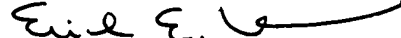
- ☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition and fee for extension of time.

3. Fee Payment

- ☒ The Director is hereby authorized to charge the Deposit Account No. 50-0310 in the total amount of \$750.00 (representing the RCE filing fee).
- ☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

MORGAN LEWIS & BOCKIUS LLP

By: 
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Dated: May 11, 2004

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AMENDMENT AND RESPONSE

This Amendment and Response is filed in response to the Advisory Action dated April 14, 2004, the period for response to which ends May 12, 2004:

Please amend this application as follows:
Amendments to the Claims begin on page 2 of this paper.
Remarks begin on page 4 of this paper.